NORTHERN DISTRICT OF NEW YORK
UNITED STATES DISTRICT COURT

MARIO ABATE,
And ELDA ABATE,

Plaintiffs,

-against-

CITY OF TROY, NEW YORK,
and HARRY TUTUNJIAN,

Defendants.

ELECTRONICALLY FILED

NOTICE OF MOTION

1:07-CV-1196
(GLS/RFT)

MOTION BY: DAVID BRICKMAN, ESQ.
Attorney for Plaintiffs

RETURN DATE AND TIME: July 17, 2008 at 10:00 a.m.
United States District Court
Northern District of New York
445 Broadway
Albany, New York

SUPPORTING PAPERS: Affirmation of David Brickman, Esq. with Exhibits, Memorandum of Law in Support of Motion

RELIEF DEMANDED: Order granting Defendant's Motion for Partial Summary Judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure on the issue of the constitutionality of the Nuisance Abatement Ordinance of the Code of the City of Troy, New York.

ADDITIONAL NOTICE: Opposition papers by Plaintiff must be filed and served by June 17, 2008.

Dated: May 16, 2008

/S/
DAVID BRICKMAN, ESQ.
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TO: JOHN B. CASEY, ESQ.
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